



NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES AND/OR SUBMISSION OF APPEAL BRIEF		Attorney Docket No. B0410/7280D1	
		In re Application of Richard a. Gambale et al.	
		Application Serial Number 10/768,770	
		Filed: January 29, 2004	
		Group Art Unit: 1615	Examiner: Carlos A. Azpuru
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated <u>August 1, 2006</u> , rejecting the following claims: <u>1-13 and 33-42</u> .			
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$	500.00
<input type="checkbox"/> Fee for Brief in support of appeal 37 CFR 41.20(b)(2)		\$	
<input type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27, therefore, the fee(s) shown above is/are reduced by half, and the resulting fee is:		\$	
<input type="checkbox"/> Appeal Brief enclosed in triplicate.			
<input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> The Commissioner is hereby authorized to charge the required fee to Deposit Account No. 50-1721. Enclosed is a copy of this sheet.			
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-1721.			
<input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) is enclosed.			
<input checked="" type="checkbox"/> Return receipt postcard enclosed.			
I am the <input type="checkbox"/> applicant <input type="checkbox"/> assignee of record of the entire interest. <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). _____			
CORRESPONDENCE ADDRESS		SIGNATURE BLOCK	
Direct all correspondence to: Patent Administrator Kirkpatrick & Lockhart Preston Gates Ellis LLP State Street Financial Center One Lincoln Street Boston, MA 02111-2950 Tel No.: (617) 261-3100 Fax No.: (617) 261-3175		Respectfully submitted, Joyce C. Hersh Attorney for Applicant(s) Kirkpatrick & Lockhart Preston Gates Ellis LLP State Street Financial Center One Lincoln Street Boston, MA 02111-2950	

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